

HOUSE JOURNAL

SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TENTH DAY — THURSDAY, JANUARY 26, 1995

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 13).

Present — Mr. Speaker; Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Solis; Solomons; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbraneck.

Absent, Excused — Black; Patterson; Price; Smithee.

Absent — Bomer; Hudson; Moffat.

The invocation was offered by Reverend V. Scott Stodghill, Riverbend Church, Austin, as follows:

Dear God, it is said that each new day is like a sacred scripture revealing truth from you, and all that is needed from us are eyes that see and ears that hear. Today, we ask for eyes and ears such as these. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Smithee on motion of Swinford.

Price on motion of Edwards.

Black on motion of Clemons.

The following member was granted leave of absence for today because of illness in the family:

Patterson on motion of Johnson.

MESSAGE FROM THE SENATE

Austin, Texas, January 26, 1995

The Honorable Speaker of the House of Representatives
House Chamber

The Honorable
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 45 by Finnell (Sponsor-Sims), in memory of John C. White.

HCR 47 by Goodman (Sponsor-Harris, Chris), designating January 25, 1995, as "Children's Advocacy Day".

SCR 35 by Brown, et al., authorizing the State Preservation Board to erect on the Capitol grounds a memorial honoring Texans who fought and died in the Korean War.

Respectfully,
Betty King
Secretary of the Senate

SIGNED BY THE SPEAKER

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolutions:

SCR 29, SCR 32

HR 73 - ADOPTED

Representative Johnson moved to suspend all necessary rules to take up and consider at this time **HR 73**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Johnson,

HR 73, Honoring the Nacogdoches Chamber of Commerce.

The resolution was adopted without objection.

HR 74 - ADOPTED

Representative Johnson moved to suspend all necessary rules to take up and consider at this time **HR 74**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Johnson,

HR 74, Commemorating the 100th Anniversary of the founding of Kirbyville.

The resolution was adopted without objection.

CAPITOL PHYSICIAN

Speaker Laney presented Dr. David Pope of Bryan as the "Doctor for the Day."

The house welcomed Dr. Pope and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

HR 64 - ADOPTED

Representative Alonzo moved to suspend all necessary rules to take up and consider at this time **HR 64**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Alonzo, et al.,

HR 64, In memory of F. F. "Pancho" Medrano, Jr.

The resolution was unanimously adopted by a rising vote.

HR 72 - ADOPTED

Representative Pitts moved to suspend all necessary rules to take up and consider at this time **HR 72**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Pitts,

HR 72, Honoring Marvin and Ouida Borders on their 60th wedding anniversary.

The resolution was adopted without objection.

HR 77 - ADOPTED

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 77**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Dutton,

HR 77, Commending Bishop Louis Henry Ford.

The resolution was adopted without objection.

HCR 54 - ADOPTED

Representative Bosse moved to suspend all necessary rules to take up and consider at this time **HCR 54**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Bosse,

HCR 54, In memory of Donald Ray Lang.

The resolution was unanimously adopted by a rising vote.

On motion of Representative Talton, the names of all the members of the house were added to **HCR 54** as signers thereof.

HR 66 - ADOPTED

Representative J. Jones moved to suspend all necessary rules to take up and consider at this time **HR 66**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By J. Jones,

HR 66, Congratulating the Dallas Cowboys.

The resolution was adopted without objection.

HCR 15 - ADOPTED

Representative Siebert moved to suspend all necessary rules to take up and consider at this time **HCR 15**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Siebert,

HCR 15, Paying tribute to the life of Lieutenant Kara Hultgreen.

The resolution was unanimously adopted by a rising vote.

On motion of Representative Hill, the names of all the members of the house were added to **HCR 15** as signers thereof.

HR 30 - ADOPTED

Representative Siebert moved to suspend all necessary rules to take up and consider at this time **HR 30**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Siebert,

HR 30, Honoring the memory of Evelyn Ruth Sweet Berg.

The resolution was unanimously adopted by a rising vote.

HR 44 - ADOPTED

Representative Siebert moved to suspend all necessary rules to take up and consider at this time **HR 44**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Siebert,

HR 44, In memory of James E. Ingram.

The resolution was unanimously adopted by a rising vote.

SB 19 ON SECOND READING
(Hamric - House Sponsor)

The speaker laid before the house, on its second reading and passage to third reading,

SB 19, A bill to be entitled An Act relating to delay of the vehicle emissions inspection and maintenance program.

The bill was read second time.

Amendment No. 1

Representative Carona offered the following amendment to the bill:

Amend **SB 19** by adding a new section, appropriately numbered, to read as follows and renumbering subsequent sections accordingly:

SECTION ____. (a) A person is entitled to a full refund of the cost of a vehicle emissions inspection performed under the vehicle emissions inspection and maintenance program suspended by this Act if the person:

(1) was required by that program to obtain a vehicle emissions inspection as a condition of registering the inspected vehicle; and

(2) before the effective date of this Act, obtained a vehicle emissions inspection for the purpose of registering the inspected vehicle and then registered the vehicle.

(b) To obtain the refund authorized by this section, a person must apply to the Texas Natural Resource Conservation Commission and present to the commission the receipt for the vehicle emissions inspection and proof of registration of the inspected vehicle.

(c) The Texas Natural Resource Conservation Commission shall verify whether a person is entitled to a refund and pay an approved refund not later than the 60th day after the date the commission receives the application for the refund.

(d) Refunds under this section shall be paid only from appropriations to the Texas Natural Resource Conservation Commission from the general revenue fund for this purpose.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Horn offered the following amendment to the bill:

Amend **SB 19** (House Committee Report) as follows:

(1) In the introductory language of Section 1, strike "Subsection (o)" and substitute "Subsections (o) and (p)".

(2) Add the following at the end of the first sentence of added Subsection (o) (page 1, line 9, between "subsection" and the period): ", except as provided by Subsection (p)".

(3) Add the following at the end of Section 1 (page 1, between lines 18 and 19):

(p) The suspension of the vehicle emissions inspection and maintenance program imposed by Subsection (o) does not apply to the inspection of vehicles voluntarily presented for inspection at an authorized inspection facility. This subsection does not require a contractor to make testing available on a voluntary basis.

(3) Add the following at the end of Section 2 (page 2, line 8, between "Act" and the period): ", except as provided by Section 382.037(p), Health and Safety Code, as added by this Act".

(4) Add a new Section 3, and renumber existing Section 3 as Section 4, to read as follows:

SECTION 3. (a) In addition to amounts previously appropriated from the Clean Air Fund Account (Fund Account 151) for the 1994-1995 biennium, the sum of \$8.8 million is appropriated from that fund to the Texas Natural Resource Conservation Commission for payment to the managing contractors under contracts, or amendments to contracts, described by Subsection (b) between the commission and the managing contractors for implementation of the vehicle emissions inspection and maintenance program.

(b) The Texas Natural Resource Conservation Commission and the managing contractors shall negotiate contracts or contract amendments under which:

(1) the contractor releases the commission and the State of Texas from any liability to the contractor resulting from the 90-day delay in implementation of the vehicle emissions inspection and maintenance program provided by this Act;

(2) the commission pays to the contractor, upon proof to the satisfaction of the commission and the attorney general of losses incurred by the contractor resulting from the 90-day delay provided by this Act, an amount not to exceed \$8.8 million; and

(3) the contractor agrees to repay to the state, without interest, the amount paid under Subdivision (2) not later than August 31, 1997.

(c) The attorney general shall represent the State of Texas and the commission in the negotiations on the contracts or contract amendments and must draft and sign the documents as approval on the part of the state. A contract or contract amendments may not waive any of state's defenses available under law or under the existing contract between the Texas Natural Resource Conservation Commission and a managing contractor. This Act does not waive any defense available to the state.

(Kubiak in the chair)

(Speaker in the chair)

Amendment No. 3

Representative Wolens offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 (by Horn) by striking Section 3 of the amendment.

(Hudson now present)

Representative Saunders moved to table Amendment No. 3.

The motion to table prevailed.

Amendment No. 4

Representative Junell offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Horn as follows:

(1) On page 1, line 23, strike "managing contractors" and substitute "managing contractors and subcontractors".

(2) On page 1, line 34, strike "contractor" and substitute "contractor and subcontractors".

(3) On page 2, line 4, strike "contractor agrees" and substitute "contractor and subcontractors agree"

Amendment No. 4 was adopted without objection.

Amendment No. 2, as amended, was adopted.

Amendment No. 5

Representative Kubiak offered the following amendment to the bill:

Amend **SB 19** by adding a new section, appropriately numbered, to read as follows and renumbering subsequently, sections accordingly:

Section _____. The Texas Natural Resource Conservation Commission (TNRCC) shall work with the United States Environmental Protection Agency (EPA) to develop reasonable alternatives to the vehicle emissions inspection and maintenance program.

There are alternative methods of pollution reduction that the state cannot include in the state plan because of burdensome technical requirements by the United States Environmental Protection Agency, the Texas Natural Resource Conservation Commission may assist individual innovations of solutions with United States Environmental Protection Agency to allow a broader range of alternatives to be made available to the state plan.

Amendment No. 5 was adopted without objection.

SB 19, as amended, was passed to third reading.

SB 19 ON THIRD READING (Hamric - House Sponsor)

Representative Hamric moved to suspend Rule 8, Section 22, of the House Rules and the constitutional rule requiring bills to be read on three several days and to place **SB 19** on its third reading and final passage.

The motion prevailed by (Record 14): 126 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Davila; Davis; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray;

Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; McCall; McCoulskey; McDonald; Moreno; Mowery; Munoz; Nixon; Oakley; Oliveira; Park; Pickett; Pitts; Place; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Serna; Siebert; Solis; Solomons; Stiles; Swinford; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Nays — Conley; Cook; Danburg; De La Garza; Ehrhardt; Hirschi; Johnson; Jones, D.; Maxey; Naishtat; Ogden; Puente; Shields; Talton; Uher; Van de Putte.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Black; Patterson; Price; Smithee.

Absent — Bomer; Moffat; Seidlits.

The speaker then laid **SB 19** before the house on its third reading and final passage.

A record vote was requested.

The bill was read third time and was passed by (Record 15): 132 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; McCall; McCoulskey; McDonald; Moreno; Mowery; Munoz; Nixon; Oakley; Ogden; Oliveira; Park; Pickett; Pitts; Place; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rodriguez; Romo; Rusling; Sadler; Saunders; Serna; Shields; Siebert; Solis; Solomons; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Nays — Conley; Cook; De La Garza; Ehrhardt; Greenberg; Hirschi; Maxey; Naishtat; Puente; Rhodes.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Black; Patterson; Price; Smithee.

Absent — Bomer; Moffat; Seidlits.

The speaker stated that **SB 19** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

SPEAKER PRO TEMPORE APPOINTED

The speaker announced the appointment of Representative D. R. "Tom" Uher as speaker pro tempore.

STANDING COMMITTEES APPOINTED

Speaker Laney appointed the following standing committees of the house:

COMMITTEE ON AGRICULTURE AND LIVESTOCK

Patterson, Pete, chair; Cuellar, Renato, vice-chair.

Seniority appointments: Hawley, Judy; Rusling, Barbara; Swinford, David.

Speaker appointments: Finnell, Charles; King, Tracy; Rabuck, Bob; Walker, Gary.

COMMITTEE ON APPROPRIATIONS

Junell, Robert, chair; Delisi, Dianne, vice-chair.

Seniority appointments: Clemons, Billy; Conley, Karyne Jones; Cuellar, Henry; Cuellar, Renato; Haggerty, Pat; Harris, Jack; Heflin, Talmadge; Johnson, Jerry; Kubiak, Dan; McDonald, Nancy; Park, Carolyn; Turner, Sylvester.

Speaker appointments: Carona, John; Coleman, Garnet; Cook, John; Davis, Yvonne; Gallego, Pete; Glaze, Bob; Gray, Patricia; Greenberg, Sherri; Hernandez, Christine; Mowery, Anna; Ogden, Steve; Raymond, Richard; Swinford, David.

COMMITTEE ON BUSINESS AND INDUSTRY

Brimer, Kenneth, chair; Brady, Kevin, vice-chair.

Seniority appointments: Brady, Kevin; Crabb, Joe; Giddings, Helen.

Speaker appointments: Corte, Frank; Eiland, Craig; Janek, Kyle; Rhodes, Alec; Solomons, Burt.

COMMITTEE ON CALENDARS

Stiles, Mark, chair; Harris, Jack, vice-chair.

Speaker appointments: Berlanga, Hugo; Bosse, Fred; Brimer, Kenneth; Craddick, Tom; Dutton, Harold; Hilbert, Paul; Place, Allen; Turner, Sylvester; Wolens, Steve.

COMMITTEE ON CIVIL PRACTICES

Hunter, Todd, chair; Hilbert, Paul, vice-chair.

Seniority appointments: Culbertson, John; Hartnett, Will; Moffat, Nancy.

Speaker appointments: Alvarado, Leo; Sadler, Paul; Tillery, Dale; Zbranek, Zeb.

COMMITTEE ON CORRECTIONS

Hightower, Allen, chair; Gray, Patricia, vice-chair.

Seniority appointments: Gray, Patricia; Serna, Gilbert.

Speaker appointments: Allen, Ray; Culberson, John; Farrar, Jessica; Longoria, John; Pitts, Jim; Telford, Barry.

COMMITTEE ON COUNTY AFFAIRS

Lewis, Ron, chair; Gutierrez, Roberto, vice-chair.

Seniority appointments: Chisum, Warren; Gutierrez, Roberto; Hamric, Peggy.

Speaker appointments: Kamel, Ted; Lewis, Glenn; Longoria, John; Munoz, Sergio; District 58.

COMMITTEE ON CRIMINAL JURISPRUDENCE

Place, Allen, chair; Talton, Robert, vice-chair.

Seniority appointments: Farrar, Jessica; Greenberg, Sherri; Talton, Robert.

Speaker appointments: Hudson, Sam; Nixon, Joe; Pickett, Joe; Pitts, Jim; Solis, Jim.

COMMITTEE ON ECONOMIC DEVELOPMENT

Oliveira, Rene, chair; Yarbrough, Ken, vice-chair.

Seniority appointments: Davis, Yvonne; Raymond, Richard; Van de Putte, Leticia.

Speaker appointments: Luna, Vilma; Moffat, Nancy; Shields, John; Solomons, Burt.

COMMITTEE ON ELECTIONS

Danburg, Debra, chair; Madden, Jerry, vice-chair.

Seniority appointments: Denny, Mary; Jones, Jesse; Munoz, Sergio.

Speaker appointments: Crabb, Joe; Ehrhardt, Harryette; Hill, Fred; District 11.

COMMITTEE ON ENERGY RESOURCES

Holzheuser, Steve, chair; West, George "Buddy", vice-chair.

Seniority appointments: Dutton, Harold; Ramsay, Tom; West, George "Buddy".

Speaker appointments: Hawley, Judy; Hirschi, John; Jackson, Mike; Smithee, John; Torres, Gerard.

COMMITTEE ON ENVIRONMENTAL REGULATION

Chisum, Warren, chair; Jackson, Mike, vice-chair.

Seniority appointments: Jackson, Mike; Kuempel, Edmund; Saunders, Robert.

Speaker appointments: Dukes, Dawnna; Howard, Charlie; Stiles, Mark; Talton, Robert; Yost, Jerry.

COMMITTEE ON FINANCIAL INSTITUTIONS

Marchant, Kenny, chair; Carona, John, vice-chair.

Seniority appointments: Carona, John; Hudson, Sam; Romo, Sylvia.

Speaker appointments: Elkins, Gary; Giddings, Helen; Grusendorf, Kent; Gutierrez, Roberto; Patterson, Pete.

COMMITTEE ON GENERAL INVESTIGATING

Gallego, Pete, chair; Crabb, Joe, vice-chair.

Speaker appointments: Gray, Patricia; Junell, Robert; Uher, D. R. "Tom".

COMMITTEE ON HIGHER EDUCATION

Rangel, Irma, chair; Ogden, Steve, vice-chair.

Seniority appointments: Kamel, Ted; Ogden, Steve; Rodriguez, Ciro.

Speaker appointments: Gallego, Pete; Goolsby, Tony; Harris, Jack; Moreno, Paul; Reyna, Elvira.

COMMITTEE ON HOUSE ADMINISTRATION

Black, Layton, chair; Goolsby, Tony, vice-chair.

Speaker appointments: Bailey, Kevin; Chisum, Warren; Combs, Susan; Conley, Karyne Jones; Dear, Homer; McDonald, Nancy; Telford, Barry; West, George "Buddy"; Willis, Doyle.

COMMITTEE ON HUMAN SERVICES

Hilderbran, Harvey, chair; Naishtat, Elliott, vice-chair.

Seniority appointments: Davila, Diana; Maxey, Glen; Naishtat, Elliott.

Speaker appointments: Denny, Mary; Jones, Jesse; Krusee, Mike; Park, Carolyn; District 58.

COMMITTEE ON INSURANCE

Smithee, John, chair; Duncan, Robert, vice-chair.

Seniority appointments: Averitt, Kip; Duncan, Robert; Shields, John.

Speaker appointments: Counts, David; De La Garza, Eddie; Driver, Joe; Dutton, Harold; Lewis, Glenn.

COMMITTEE ON JUDICIAL AFFAIRS

Thompson, Senfronia, chair; Hartnett, Will, vice-chair.

Seniority appointments: Nixon, Joe; Zbranek, Zeb.

Speaker appointments: Alonzo, Roberto; Duncan, Robert; Goodman, Toby; Solis, Jim; Willis, Doyle.

COMMITTEE ON JUVENILE JUSTICE AND FAMILY ISSUES

Goodman, Toby, chair; Cook, John, vice-chair.

Seniority appointments: Cook, John; De La Garza, Eddie; Puente, Robert.

Speaker appointments: Brady, Kevin; Cuellar, Henry; Naishtat, Elliott; Van de Putte, Leticia; Williamson, Ric.

COMMITTEE ON LAND AND RESOURCE MANAGEMENT

Saunders, Robert, chair; Mowery, Anna, vice-chair.

Seniority appointments: Alexander, Clyde; Hilderbran, Harvey; Mowery, Anna.

Speaker appointments: Combs, Susan; Hamric, Peggy; Howard, Charlie; Krusee, Mike; Turner, Bob.

COMMITTEE ON LICENSING AND ADMINISTRATIVE PROCEDURES

Wilson, Ron, chair; Kubiak, Dan, vice-chair.

Seniority appointments: Brimer, Kenneth; Goolsby, Tony; Yarbrough, Ken.

Speaker appointments: Dear, Homer; Jones, Delwin; Pickett, Joe; Torres, Gerard.

COMMITTEE ON LOCAL AND CONSENT CALENDARS

Rodriguez, Ciro, chair; McCoulskey, Huey, vice-chair.

Speaker appointments: Davila, Diana; Driver, Joe; Hartnett, Will; Puente, Robert; Rabuck, Bob; Siebert, Bill; Swinford, David; Thompson, Senfronia; Woolley, Beverly.

COMMITTEE ON NATURAL RESOURCES

Counts, David, chair; Yost, Jerry, vice-chair.

Seniority appointments: Lewis, Ron; Stiles, Mark; Yost, Jerry.

Speaker appointments: Combs, Susan; Corte, Frank; King, Tracy; Puente, Robert; Walker, Gary.

COMMITTEE ON PENSIONS AND INVESTMENTS

Telford, Barry, chair; Johnson, Jerry, vice-chair.

Speaker appointments: Averitt, Kip; Berlanga, Hugo; Haggerty, Pat; McCall, Brian; Rangel, Irma; Willis, Doyle; Wilson, Ron.

COMMITTEE ON PUBLIC EDUCATION

Sadler, Paul, chair; Dear, Homer, vice-chair.

Seniority appointments: Grusendorf, Kent; Uher, D. R. "Tom"; Williamson, Ric.

Speaker appointments: Hernandez, Christine; Hochberg, Scott; McCoulskey, Huey; West, George "Buddy".

COMMITTEE ON PUBLIC HEALTH

Berlanga, Hugo, chair; Hirschi, John, vice-chair.

Seniority appointments: Delisi, Dianne; Glaze, Bob; Hirschi, John.

Speaker appointments: Coleman, Garnet; Janek, Kyle; Maxey, Glen; McDonald, Nancy; Rodriguez, Ciro.

COMMITTEE ON PUBLIC SAFETY

Oakley, Keith, chair; Bailey, Kevin, vice-chair.

Seniority appointments: Allen, Ray; McCoulskey, Huey.

Speaker appointments: Carter, Bill; Driver, Joe; Edwards, Al; Luna, Vilma; Madden, Jerry.

COMMITTEE ON REDISTRICTING

Jones, Delwin, chair; Moreno, Paul, vice-chair.

Speaker appointments: Alvarado, Leo; Giddings, Helen; Glaze, Bob; Grusendorf, Kent; Hamric, Peggy; Marchant, Kenny; Saunders, Robert; Seidlits, Curtis; Wilson, Ron.

COMMITTEE ON RULES AND RESOLUTIONS

Edwards, Al, chair; Finnell, Charles, vice-chair.

Speaker appointments: Corte, Frank; Denny, Mary; Ehrhardt, Harryette; Elkins, Gary; Jones, Jesse; Kamel, Ted; Krusee, Mike; Rhodes, Alec; Torres, Gerard.

COMMITTEE ON STATE AFFAIRS

Seidlits, Curtis, chair; Turner, Sylvester, vice-chair.

Seniority appointments: Carter, Bill; Craddick, Tom; Danburg, Debra; Hilbert, Paul; Jones, Delwin; Wolens, Steve.

Speaker appointments: Alvarado, Leo; Black, Layton; Bosse, Fred; Hochberg, Scott; Hunter, Bob; McCall, Brian; Ramsay, Tom.

COMMITTEE ON STATE, FEDERAL, AND INTERNATIONAL RELATIONS

Hunter, Bob, chair; Price, Al, vice-chair.

Seniority appointments: Dukes, Dawnna; Eiland, Craig; Reyna, Elvira.

Speaker appointments: Elkins, Gary; Rhodes, Alec; Rusling, Barbara; Serna, Gilbert.

COMMITTEE ON STATE RECREATIONAL RESOURCES

Kuempel, Edmund, chair; Siebert, Bill, vice-chair.

Seniority appointments: Hightower, Allen; Oakley, Keith; Rabuck, Bob.

Speaker appointments: Black, Layton; Horn, Jim; Turner, Bob; Woolley, Beverly.

COMMITTEE ON TRANSPORTATION

Alexander, Clyde, chair; Bosse, Fred, vice-chair.

Seniority appointments: Edwards, Al; Moreno, Paul; Price, Al.

Speaker appointments: Alonzo, Roberto; Clemons, Billy; Siebert, Bill; Uher, D. R. "Tom".

COMMITTEE ON URBAN AFFAIRS

Hill, Fred, chair; Conley, Karyne Jones, vice-chair.

Seniority appointments: Bailey, Kevin; Thompson, Senfronia; Tillery, Dale.

Speaker appointments: Davila, Diana; Ehrhardt, Harryette; Woolley, Beverly; District 11.

COMMITTEE ON WAYS AND MEANS

Craddick, Tom, chair; Wolens, Steve, vice-chair.

Seniority appointments: Finnell, Charles; Holzheuser, Steve; Horn, Jim; Oliveira, Rene.

Speaker appointments: Heflin, Talmadge; Hunter, Todd; Marchant, Kenny; Place, Allen; Romo, Sylvia.

STATEMENT BY REPRESENTATIVE MCDONALD

Based on the El Paso delegation discussions on 1-26-95 with the Texas Natural Resource Conservation Commission (TNRCC), I understand that TNRCC will aggressively pursue action with the Environmental Protection Agency (EPA) to exempt El Paso as a non-attainment area. Extensive testing conducted by TNRCC produced data that will be sent to EPA to support this exemption. El Paso has reached clean air attainment status as defined by EPA. I consider health risks to the residents of El Paso to be unaffected by the 90-day moratorium.

In light of the actions promised by TNRCC to the delegation this morning, I will support the 90-day moratorium.

McDonald

STATEMENT BY REPRESENTATIVE MORENO

Based on the El Paso delegation discussions on 1-26-95 with the Texas Natural Resource Conservation Commission (TNRCC), I understand that TNRCC will aggressively pursue action with the Environmental Protection Agency (EPA) to exempt El Paso as a non-attainment area. Extensive testing conducted by TNRCC produced data that will be sent to EPA to support this exemption. El Paso has reached clean air attainment status as defined by EPA. I consider health risks to the residents of El Paso to be unaffected by the 90-day moratorium.

In light of the actions promised by TNRCC to the delegation this morning, I will support the 90-day moratorium.

Moreno

STATEMENT BY REPRESENTATIVE SERNA

Based on the El Paso delegation discussions on 1-26-95 with the Texas Natural Resource Conservation Commission (TNRCC), I understand that TNRCC will aggressively pursue action with the Environmental Protection

Agency (EPA) to exempt El Paso as a non-attainment area. Extensive testing conducted by TNRCC produced data that will be sent to EPA to support this exemption. El Paso has reached clean air attainment status as defined by EPA. I consider health risks to the residents of El Paso to be unaffected by the 90-day moratorium.

In light of the actions promised by TNRCC to the delegation this morning, I will support the 90-day moratorium.

Serna

ADJOURNMENT

Representative Hill moved that the house adjourn until 10 a.m. Monday, January 30, in memory of A. D. Raymond, Sr., grandfather of Representative Raymond.

The motion prevailed without objection.

The house accordingly, at 12:54 p.m., adjourned until 10 a.m. Monday, January 30.

APPENDIX

SELECT COMMITTEE REPORT

A favorable report has been filed by committee as follows:

Select Committee on **SB 19 - SB 19**

ENROLLED

January 25 - **HCR 38, HCR 42**

SENT TO THE GOVERNOR

January 25 - **HCR 38, HCR 42**

BLANK Page 172